

E
X
H
I
B
I
T

A

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

TASER INTERNATIONAL, INC., <i>et al.</i> ,)	
)	
Plaintiffs,)	Case No.: 1:10-CV-03108-JEC
)	
v.)	[On removal from the State
)	Court of Fulton County,
)	Georgia Case No.:
MORGAN STANLEY & CO., INC., <i>et al.</i> ,)	2008-EV-004739-B]
)	
Defendants.)	
)	
<hr style="border: 0.5px solid black;"/>		

DECLARATION OF MICHAEL A. CAPLAN

1.

I am Michael A. Caplan. I am over the age of eighteen (18), am of sound mind and otherwise competent to testify, and give this Declaration based upon my personal knowledge, observations and belief.

2.

I am an associate attorney at the law firm of Bondurant, Mixson & Elmore, LLP, which represents the Plaintiffs in this matter.

3.

Attached hereto as Exhibit 1 is a true and correct copy of a July 20, 2010 email from counsel for Plaintiffs to counsel for Banc of America Securities, LLC.

4.

Attached hereto as Exhibit 2 is a true and correct copy of a July 21, 2010 email from counsel for Plaintiffs to counsel for Banc of America Securities, LLC.

5.

Attached hereto as Exhibit 3 is a true and correct copy of an August 4, 2010 email from counsel for Banc of America Securities, LLC to counsel for Plaintiffs.

6.

Attached hereto as Exhibit 4 is a true and correct copy of an August 11, 2010 email from counsel for Banc of America Securities, LLC to counsel for Plaintiffs.

I declare under penalty of perjury that the foregoing is true and correct

Executed this 12th day of January, 2011.



Michael A. Caplan